



SUPERFUND FACT SHEET UPDATE ON ROSS METALS

Rossville, Fayette County, Tennessee
January 2000

Some recent new Congressional developments have impacted this and many sites in the Nation.

As a result of the U.S. Congress passing the "Superfund Recycling Equity Act of 1999", which limits the liability of "recyclers" at Superfund sites, EPA has temporarily suspended negotiations with the Potentially Responsible Parties (PRPs) for the clean up of the Ross Metals (RM) Superfund Site. In November 1999, EPA and the Ross Metals PRPs were close to finalizing the clean up agreement when this Bill was passed in Congress. EPA is awaiting guidance from Headquarters on how to proceed with any further action at Ross Metals in response to this Bill.

The Superfund Recycling Equity Act of 1999 modifies the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), the Superfund law that EPA has been using to get sites cleaned up since 1980. The new law eliminates liability for certain transactions involving "recyclable material," which means scrap paper, scrap plastic, scrap glass, scrap textiles, scrap rubber (other than

tires), scrap metal, or spent lead acid, spent nickel-cadmium and other spent batteries. This provision possibly eliminates the liability of many, if not most of the PRPs at the Ross Metals Site. This Bill effects other Superfund sites in the southeast and many others nation- wide.

EPA is currently in the process of deciding the best way to proceed with the clean up at this Site and hope to have a decision within the next few months. EPA realizes the significance this Bill has upon your community and welcomes comments and suggestions from you regarding how you think EPA should proceed in this matter. EPA will have a public Availability Session Thursday, February 10th to respond to your questions/concerns. You may contact Mr. Andy Hey, EPA Legal Specialist for this Site at 404-562-9522, or Ms. Beth Brown Walden, EPA Project Manager at 1-800-435-9233 or 404-562-8814.

Availability Session
Thursday, February 10, 2000
6:00 - 8:00 PM
Rossville Christian Academy
280 High Street
Rossville, Tennessee